IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE TWENTY FIFTH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MS JUSTICE G.ROHINI

WRIT PETITION NO : 8426 of 2005

Between:

Ch. Narayanacharyulu, S/o. Late Seetharamachari,
R/o. Sri Nilayam, Besides MRO's Office, Madugula, Mandugula Mandal,
Visakhapatnam District.

..... PETITIONER

AND

1 The District Collector, Visakahaptnam District, Visakhapatnam.
2 The Mandal Revenue Officer, Madugula Mandal, Visakahaptnam District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a Writ, Order or direction more particularly one in the nature of Writ of Mandamus, declaring the action of the respondents in not cutting the two Neem Trees that are situated in the premises of the 2nd respondent i.e., the Mandal Revenue Officer, Madugula Mandal, Visakahaptnam District and are posing danger to the lives and properties of the Petitioner as arbitrary, illegal and contrary to law and consequently direct the respondents to remove the two Neem Trees situated in the premises of the Mandal Revenue Officer, Madugula Mandal, Visakahaptnam District and are posing danger to the lives and properties of the petitioner immediately or otherwise permit me to cut the same.

Counsel for the Petitioner: MR.M.C.ACHARYULU

Counsel for the Respondents: GP FOR REVENUE

This Court at the admission stage made the following:

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O R D E R:

This writ petition is filed seeking a writ of Mandamus declaring the alleged action of the respondents in not taking any action to cut the two neem trees situated in the premises of the office of the second respondent, the Mandal Revenue Officer, which are posing danger to the lives and properties of the petitioner as arbitrary and illegal.

When the matter is taken up for consideration, the learned Government Pleader for Revenue, under instructions, states that after filing the writ petition the trees-in-question have already been removed.

Since the trees have already been removed, nothing remains for adjudication on merits in this writ petition.

Accordingly, recording the statement of the learned Government Pleader, the writ petition is disposed of. No costs.

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(**G. ROHINI, J**)

Date: 25-04-2005

ghn

To

1 The District Collector, Visakahaptnam District, Visakhapatnam.
2 The Mandal Revenue Officer, Madugula Mandal, Visakahaptnam District.

3 Two CCs to the Government Pleader for Revenue, High Court of A.P., Hyderabad. (O.U.T.)

4 Two CD copies.

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